

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

LINDA DAVIS,

Plaintiff,

vs.

PEOPLE FOR PEOPLE,

Defendant.

NO. 2:14-CV-00289-JLQ

ORDER GRANTING IN PART
MOTION TO RECONSIDER AND
**SECOND AMENDED
SCHEDULING ORDER**

BEFORE THE COURT is Plaintiff's Motion to Reconsider (ECF No. 21) and Motion for Expedited Hearing (ECF No. 20). Plaintiff seeks reconsideration of the court's Order Granting in Part Motion to Continue and Amended Scheduling Order issued on April 3, 2015. On April 20, 2015, the court heard oral argument on the Motion to Reconsider. Andrea Poplawski and William Gilbert appeared for Plaintiff. Dalton Pence participated on behalf of Defendant.

The Motion to Reconsider sought to continue the trial date until at least December 2015 from its current setting of September 28, 2015, and also extend the time for discovery. At oral argument, Plaintiff's counsel suggested that if additional time was provided for discovery, the parties could adhere to the September 28, 2015 trial date.

IT IS HEREBY ORDERED:

1. The Motion to Expedite (ECF No. 20) is **GRANTED**.

2. The Motion to Reconsider (ECF No. 21) is **GRANTED IN PART AND DENIED IN PART** as set forth herein.

3. The court's Amended Scheduling Order (ECF No. 19) is amended as follows:

(A). All discovery shall be completed on or before **August 3, 2015**.

Interrogatories, requests for admission/production, etc. must be served sufficiently early

1 that all responses are due before the discovery deadline. Any motion to compel discovery
2 shall be filed, served and heard on or before the discovery deadline.

3 (B). All dispositive motions shall be filed and served on or before **August 3, 2015**.
4 Response and Reply briefing deadlines **shall be expedited**. Response brief shall be filed
5 within **14 days** of the Motion. Reply brief shall be filed within **7 days** of the Response.
6 Oral argument, if requested, shall be scheduled by contacting the court's Judicial
7 Assistant, Lee Ann Mauk, at 509-458-5280. Counsel are advised that they need not await
8 the deadline to file a dispositive motion and should keep in mind that the date of hearing
9 on a dispositive motion must be at least 50 days after the motion's filing per Local Rule
10 7.1(h)(2)(B).

11 (C). The parties shall file no further discovery except those portions necessary to
12 support motions.

13 (D). Exhibit lists shall be filed and served and exhibits made available for
14 inspection (or copies provided) on or before **August 14, 2015**. The exhibits shall not be
15 filed. Objections to exhibits shall be filed and served on or before **August 28, 2015**, and
16 shall be heard at the pretrial conference. All exhibits shall be pre-marked: Plaintiff shall
17 use numbers 1-499; Defendant shall use numbers 500 et seq.

18 (E). Designation of substantive, as opposed to impeachment, deposition testimony
19 of witnesses who will be unavailable to give live testimony at trial, shall be by
20 highlighting in blue and served, **not filed**, on or before **August 14, 2015**. Cross-
21 designations by highlighting in yellow shall be served, **not filed**, on or before **August 28,**
22 **2015**. Objections to any designated deposition testimony shall be **filed and served** on or
23 before **September 8, 2015**, and shall be heard at the pretrial conference.

24 (F). All unresolved substantive or evidentiary issues which may foreseeably arise
25 during trial shall be addressed by motions in limine to be served and filed not later than
26 **August 24, 2015**, and shall be heard and resolved at the pretrial conference.

27 (G). Trial briefs, requested jury instructions, and requested jury voir dire shall be
28 filed and served on or before **September 8, 2015**.

1 (H). The pretrial conference will be held in Spokane, Washington on **September**
2 **18, 2015 at 11:00 a.m.** All unresolved motions and objections will be heard at the
3 pretrial conference. If an agreed pretrial order has been lodged, counsel need not appear
4 at the pretrial conference unless unresolved motions or objections exist.

5 (I). The jury trial shall commence at **9:00 a.m.**, on **September 28, 2015**, in
6 Spokane, Washington.

7 **IT IS SO ORDERED.** The Clerk is hereby directed to enter this Order and
8 furnish copies to counsel.

9 **DATED** this 21st day of April, 2015.

10 s/ Justin L. Quackenbush
11 JUSTIN L. QUACKENBUSH
12 SENIOR UNITED STATES DISTRICT JUDGE
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